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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Scott Bushman  
Anastasia Lynn Oshelski Peterson  
Edward Christopher Stewart  
Curtis Warren Doss

Serial No.: 09/851,900

Filed: May 9, 2001

Group Art Unit: 1756

Examiner: YOUNG, Christopher G.

Atty. Dkt. No.: 2000.042200/TT3165

For: METHOD AND APPARATUS FOR  
CONTROLLING FOCUS BASED ON A  
THICKNESS OF A LAYER OF  
PHOTORESIST

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER**  
**TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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BOX AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING  
37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MAIL BOX AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

07/18/03 *Kathy Williams*  
Date Signature

Sir:

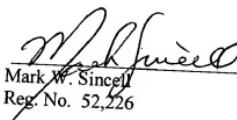
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed April 29, 2003, finally rejecting claims 1-11 of the present invention. Applicants appeal the rejection of each of these claims.

The Assistant Commissioner is authorized to deduct the fee of \$320.00 to cover this Notice of Appeal from Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2000.042200.

Should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed material, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Williams, Morgan & Amerson, P.C. Deposit Account No. 50-0786/2000.042200.

Please date stamp and return the enclosed postcard to evidence receipt of this document.

Respectfully submitted,



Mark W. Sincell

Reg. No. 52,226

WILLIAMS, MORGAN & AMERSON  
10333 Richmond, Suite 1100  
Houston, Texas 77042  
(713) 934-7000

Date: 7/8/03



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